



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8747**
Norihito SHIMONO et al. : Attorney Docket No. 2002_0055A
Serial No. 10/048,063 : Group Art Unit 1618
Filed January 28, 2002 : Examiner Micah-Paul Young
SOLID PREPARATION CONTAINING :
CHITOSAN POWDER AND PROCESS
FOR PRODUCING THE SAME **Mail Stop: AF**

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated October 16, 2008 of the Primary Examiner finally rejecting claims 29-30, 33-34 and 37-38.

- (X) A timely response to the final rejection has been filed.
- (X) The extension fee of \$1,110.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.
- (X) The Appeal Fee of [X] \$540.00 (other than Small Entity)
[] \$270.00 (Small Entity)
- (X) is enclosed
() is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.

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- ☐ Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
- ☐ is enclosed.
- ☐ has been previously submitted.
- ☐ The Appeal Fee is not required since it was paid in a prior appeal.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Norihito SHIMONO et al.

By 
Warren M. Cheek
Registration No. 33,367
Attorney for Applicants

WMC/dlk
Washington, D.C. 20005-1503
Telephone (202) 721-8200
Facsimile (202) 721-8250
March 31, 2009